RECORDATION NO. 23585-BILED

ALVORD AND ALVORD
ATTORNEYS AT LAW

1050 SEVENTEENTH STREET, N.W.

SUITE 301

WASHINGTON, D.C.

20036

(202) 393-2266 FAX (202) 393-2156

E-MAIL alvordlaw@aol.com

SEP 0 5 706

3-53 789

SURFACE TRANSPORTATION BOARD

OF COUNSEL URBAN A. LESTER

September 1, 2006

ELIAS C. ALVORD (1942)

ELLSWORTH C. ALVORD (1964)

Mr. Vernon A. Williams Secretary Surface Transportation Board Washington, D.C. 20423

Dear Mr. Williams:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are two (2) copies of a Notice, dated as of August 30, 2006, a secondary document as defined in the Board's Rules for the Recordation of Documents.

The enclosed document relates to the Memorandum of Railcar Lease Agreement previously filed with the Board under Recordation Number 23585.

The new names and addresses of the parties to the enclosed document are:

Lessor:

Bombardier Capital Rail Inc.

(f/k/a NorRail, Inc.)

12735 Gran Bay Parkway West

**Suite 1000** 

Jacksonville, FL 32258

[Lessee:

Mineral Resource Technologies, Inc.

(successor in interest to Mineral Resource Technologies, LLC] 120 Interstate North Parkway East

Atlanta, GA 30339]

Mr. Vernon A. Williams September 1, 2006 Page 2

A description of the railroad equipment covered by the enclosed document is:

There is no new or additional equipment associated with this filing.

A short summary of the document to appear in the index is:

Notice.

Also enclosed is a check in the amount of \$34.00 payable to the order of the Surface Transportation Board covering the required recordation fee.

Kindly return stamped copies of the enclosed document to the undersigned.

Very truly yours,

Robert W. Alvord

RWA/sem Enclosures

## **BOMBARDIER**

August 30, 2006

Mr. Vernon A. Williams Secretary Surface Transportation Board Washington, D.C. 20423 RECORDATION NO. 23585-BILED

SEP 0 5 '06

8-53 PM

**SURFACE TRANSPORTATION BOARD** 

Bombardier Capital Rall Inc. 12735 Gran Bay Parkway West Sulte 1000 Jacksonville, FL 32258 United States www.bombardier.com

TEL (904) 288-1000 FAX (904) 288-2155

Re: Memorandum of Railcar Lease Agreement, dated as of August 6, 2000 between Bombardier Capital Rail Inc., Lessor, and Mineral Resource Technologies, LLC, Lessee, filed with the Board on August 2, 2001 at 3:15 p.m. under Recordation Number 23585

Dear Mr. Williams:

With reference to the railroad equipment covered by the recordation shown above, we wish to advise:

1. The Lessee's name has changed. Please update the record to reflect that the lessee is Mineral Resource Technologies, Inc. (successor in interest to Mineral Resource Technologies, LLC).

Please file this change under the Recordation Numbers shown above.

Very truly yours,

Catherine Hawks

Senior Attorney

STATE OF FLORIDA

Catterine Kank

COUNTY OF DUVAL

SS.

On this 30th day of August, 2006, before me appeared Catherine Hawks, to me personally known, who, being duly sworn did say that she is the Senior Attorney of BOMBARDIER CAPITAL RAIL INC. (f/k/a NorRail, Inc.), and that said instrument was signed on behalf said corporation by authority of its board of directors and she acknowledged said instrument to be the free act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

NOTARY PUBLIC

My Commission Expires: 7-1-2010



## **CERTIFICATION**

I, Robert W. Alvord, attorney licensed to practice in the State of New York and the
District of Columbia, do hereby certify under penalty of perjury that I have compared the
attached copy with the original thereof and have found the copy to be complete and
identical in all respects to the original document.

Dated: 9/1/06

Robert W. Alvord